



# UNITED STATES PATENT AND TRADEMARK OFFICE

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COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/084,777	02/27/2002	Jan Alan Eglen	26054-5

Charles P. Schmal, Esq.  
Woodard, Emhardt, Naughton, Moriarty and McNett  
Bank One Center/Tower  
111 Monument Circle, Suite 3700  
Indianapolis, IN 46204-5137



## CONFIRMATION NO. 1278

### FORMALITIES LETTER



\*OC000000007727411\*

Date Mailed: 03/27/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

### FILED UNDER 37 CFR 1.53(b)

#### *Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

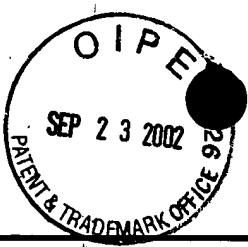
Halmanut Tegbana

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

RECEIVED  
U.S. PATENT AND TRADEMARK OFFICE



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MP/AS

WENMM/SB/21 (12/00)

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in this Submission

Application Number	10/084.777
Filing Date	February 27, 2002
First Named Inventor	Jan Alan EGLEN
Group Art Unit	2165
Examiner Name	Unassigned

Attorney Docket Number 26054-5

**ENCLOSURES (check all that apply)**

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input checked="" type="checkbox"/> Drawing(s)- Formal 37 sheets	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment - Preliminary	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request- 4 months	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Return Receipt Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	PTO Formalities Letter Confirmation No. 1278
<input type="checkbox"/> Certified Copy of Priority Documents	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 w/ Decl. & Power of Atty		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual Name	Charles P. Schmal Woodard, Emhardt, Naughton, Moriarty & McNett
Signature	
Date	September 18, 2002

**Certificate of Mailing**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington D.C. 20231 on this date: September 18, 2002

Typed or printed name	Charles P. Schmal, Reg. No. 45,082
Signature	
Date	September 18, 2002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re patent application of: )  
 Jan Alan EGLEN, et al. ) Before the Examiner  
 Serial No. 10/084,777 )  
 Filed February 27, 2002 ) Unassigned  
 DIGITAL ONLINE EXCHANGE ) Group Art Unit 2165  
 ) September 18, 2002  
 )

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on

September 18, 2002

(Date of Deposit)

Charles P. Schmal

Name of Registered Representative

September 18, 2002

Date of Signature

SUBMISSION OF MISSING PARTS  
OF APPLICATION

Assistant Commissioner for Patents  
 Washington, D.C. 20231  
 Sir:

In response to the Notice to File Missing Parts of Application received for the above application, Applicant submits herewith a Declaration and Power of Attorney and a check for \$65.00 reflecting the small entity surcharge under 37 CFR §1.16(e) for filing a declaration later than the filing date.

Also enclosed are 37 sheets of formal drawings which add no new matter.

Please provide any extensions of time which may be necessary and charge any fees which may be due to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Respectfully submitted,

By

Charles P. Schmal, Reg. No. 45,082  
 Woodard, Emhardt, Naughton, Moriarty  
 & McNett  
 Bank One Center/Tower  
 111 Monument Circle, Suite 3700  
 Indianapolis, Indiana 46204-5137  
 (317) 634-3456

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL FOR FY 2002

Patent fees are subject to annual revision.

SEP 23 2002

PATENT TRADEMARK

**Complete if Known**

Application Number	10/084,777
Filing Date	February 27, 2002
First Named Inventor	Jan Alan EGLEN
Group Art Unit	2165
Examiner Name	Unassigned

Total Amount of Payment

(\$ 785.00)

Attorney Docket Number

26054-5

**METHOD OF PAYMENT**

1.  The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:  
**23-3030**

Deposit Account Number

Deposit Account Name **Woodard, Emhardt, Naughton, Moriarty & McNett**

Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17

Applicant claims small entity status. See 37 CFR 1.27.

2.  Payment Enclosed:
 Check    Credit Card    Money Order    Other
**FEE CALCULATION****1. BASIC FILING FEE**

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility Filing Fee	
106	330	206	165	Design Filing Fee	
107	510	207	255	Plant Filing Fee	
108	740	208	370	Reissue Filing Fee	
114	160	214	80	Provisional Filing Fee	
<b>SUBTOTAL (1) (\$ 0</b>					

**2. EXTRA CLAIM FEES**

Total Claims	-20** =	Extra Claims	Fee From Below	Fee Paid
<input type="checkbox"/>	-20** =	<input type="checkbox"/>	X <input type="checkbox"/>	= <input type="checkbox"/>
Independent Claims	-3** =	<input type="checkbox"/>	X <input type="checkbox"/>	= <input type="checkbox"/>
Multiple Dependent				

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL (2) (\$ 0</b>				

\*\*or number previously paid, if greater; For Reissues, see above

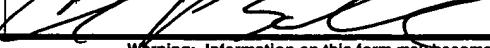
**3. ADDITIONAL FEES**

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge – late filing fee or oath	65
127	50	227	25	Surcharge – late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	720
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive – unavoidable	
141	1,280	241	640	Petition to revive – unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
Other Fee (specify) .....					

\* Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$ 785**

## SUBMITTED BY

Name (Print/Type)	Charles P. Schmal	Registration No. (Attorney/Agent)	45,082	Telephone	(317) 634-3456
Signature				Date	September 18, 2002

Warning: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.